

Atty Torres, Marlene (Pro Per – Sister – Conservator)

Atty Torres, Mary Ann (Pro Per – Niece – Conservator)

Probate Status Hearing Re: Terminate Conservatorship

		MARLENE TORRES , Sister, and MARY ANN TORRES , Niece, were appointed as Co-Conservators of the Person and Letters issued on 9-13-05. The Court set this status hearing regarding termination of the conservatorship on 1-21-14 and sent notice to the Conservators. Court Investigator Jennifer Young filed a report on 1-17-14.	NEEDS/PROBLEMS/COMMENTS: <u>Continued from 2-21-14</u> Minute Order 2-21-14: The Conservators are to be in frequent communication with Conservatee's case manager to obtain knowledge of when or if she could go home. Court Investigator is to get in contact with all parties and the Court wants a report before the next hearing. <u>Note:</u> A Supplemental report was filed 4-15-14.
Cont. from 022114			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 4-15-14
			Updates:
			Recommendation:
			File 1 – Torres

Petition for Termination of Proceedings Due to Lack of Assets and Inability to Reach the Personal Representative

DOD: 3/23/2007		NANCY J. LEVAN , attorney, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
			Continued from 2/10/14. As of 4/16/14 the following issue remains:
Cont. from 021014		KEVIN LINDELL MAXWELL was appointed as Administrator with Limited IAEA authority and without bond on 7/3/07 and Letters issued.	1. Order includes information that was not in the Petition, including discharge of the personal representative. The court cannot grant an order that is not consistent with the Petition. Need new order.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Petitioner states she has made several attempts to reach the personal representative Kevin Maxwell. Letters were sent on 5/18/07, 6/13/07, 8/17/07, 12/12/07, 9/4/09 and 11/4/13. The 9/4/09 correspondence was returned stating "NO ONE BY THIS NAME! RETURN TO SENDER." Petitioner states she has not received a response to any of her letters. Petitioner states she attempted to telephone Mr. Maxwell but the number was disconnected with no forwarding number.	Question: If, the personal representative was not responding to the attorney as far back as 2007, why didn't the attorney petition the Court at that time to be relieved as counsel? This would have allowed the Court to become involved before the estate got out of hand and all the assets where lost or stolen?
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/O	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen	Petitioner states she has had no contact with Mr. Maxwell since he was appointed and she is not aware of any assets collected into the estate. The Estate of Lycester Wills, case no. 07CEPR00386 is still open. Mr. Maxwell claimed that his mother had assets in Lycester's estate that were her separate property and should come into this estate. However, with no communication with him or of the settling of Lycester's estate, it is unknown if any assets are available for collection into this estate.	
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	Petitioner states she advanced funds totaling \$780.00 to cover costs of the estate and \$1,697.50 in attorney fees.	
<input type="checkbox"/>	Aff. Posting		Reviewed by: KT
<input type="checkbox"/>	Status Rpt		Reviewed on: 4/16/14
<input type="checkbox"/>	UCCJEA		Updates:
<input type="checkbox"/>	Citation		Recommendation:
<input type="checkbox"/>	FTB Notice	Due to the inability to reach the personal representative and petitioner's belief that there are no assets to administer; Petitioner prays for an order: 1. Terminating the Proceedings due to lack of assets; 2. Discharging the attorney of record due to the inability to locate the personal representative.	File 2 – Wills

**Probate Status Hearing Re: Failure to File the Inventory and Appraisal and for
Failure to File a First Account or Petition for Final Distribution**

DOD: 3/16/2001		<p>ARTHUR ROTH and HOWARD ROTH were appointed co-executors with full IAEA authority and without bond on 10/23/2001.</p> <p>Letters issued on 10/23/2001.</p> <p>Inventory and appraisal was due 2/23/2001.</p> <p>First account or petition for final distribution was due 10/23/2002.</p> <p>Notice of Status Hearing was mailed to Attorney Eliot Nahigian on 7/31/2013.</p> <p>Former Status Report filed on 9/23/2013 states Arthur Roth is the sole surviving co-executor. Howard Roth died on 9/10/2010. No inventory and appraisal has been filed in this estate. Decedent's assets were held in a living trust and no probate administration of Decedent's assets was necessary. Prior to Decedent's death a lawsuit was filed for breach of contract, open book account and quantum meruit against the Decedent. The primary purpose of opening the estate was to defend the lawsuit. The lawsuit was settled and a dismissal of the action was entered on 4/9/2013. Through inadvertence the estate was left open. Petitioner requests additional time to file the final report and petition to close the estate. The time requested in 6 months from the filing of this status report. Petitioner, Arthur Roth lives in New York. It would be extremely costly, time consuming and difficult for him to appear at the status hearing. For these reasons, Petitioner requests that he be excused from personally attending the status conference as ordered by the Notice of Status Hearing.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 10/1/14.</p> <p>1. Need inventory and appraisal and petition to close the estate or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from 100414			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Reviewed by: KT
Reviewed on: 4/16/14
Updates:
Recommendation:
File 3 - Roth

Probate Status Hearing Re: Failure to File First Account or Petition for Final Distribution

DOD: 11/6/2001		<p>MARIAN A. WELLS, CAROLYN E. VART and DAVID C. VART, were appointed successor Executors with full IAEA and without bond on 5/26/2009.</p> <p>Letters issued on 5/26/2009.</p> <p>Notice of Status Hearing was mailed to Eliot Nahigian on 7/31/2013.</p> <p>Former Verified Status Report filed on 9/25/2013 states Bill Vart was appointed executor on 1/22/2002. Bill Vart died on 1/28/2008, after Letters issued. Marian A. Wells, Carolyn E. Vart and David C. Vart were appointed successor co-executors on 5/26/2009.</p> <p>At the time of their appointment as successor co-executors, it was believed that there was a brokerage account at Morgan Stanley Dean Witter that had not yet been distributed.</p> <p>Subsequent to their appointment it was determined that a mutual fund account with Franklin Templeton Investments was the account that had not been transferred and that the securities in the brokerage account at Morgan Stanley Dean Witter had been distributed.</p> <p>Additionally, the Fresno County Assessor's Office has informed the attorney that there was an error in the legal description of some of the real property in the decedent's estate. The co-executors, through their attorney, are in the process of preparing an ex parte petition to correct clerical errors in the real property.</p> <p>Executors request that a status hearing be set in approximately four months to allow time to liquidate and transfer the mutual funds, obtain a nunc pro tunc order to correct the clerical error in the real property and to re-record the deeds to properly transfer the interest in the real properties.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from 100413			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Reviewed by: KT

Reviewed on: 4/16/14

Updates:

Recommendation:

File 4 - Vart

DOD: 01/17/11		DEBORAH KAMINE , daughter, was appointed Executor with full IAEA authority and without bond on 05/12/11. Letter Testamentary were issued on 05/12/11.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 012414		Inventory & Appraisal, final, filed 10/11/13 - \$198,712.13	Minute Order from 03/21/2014 states: No appearances. Paul Franco is ordered to be personally present on 04/18/2014 if the account and petition for distribution has not been filed.
Aff.Sub.Wit.			
Verified		Minute Order from status hearing on 10/25/13 set this matter for status regarding filing the Account/Report of Executor on Waiver of Account and Petition for Distribution.	Copy of Minute Order mailed to Attorney Franco on 03/24/2014.
Inventory			
PTC		Minute Order from 01/24/14 states: No appearances. Matter continued to 03/21/14. The Court orders Paul Franco to be personally present on 03/21/14.	Copy of Minute Order mailed to Attorney Franco on 01/30/2014.
Not.Cred.			
Notice of Hrg		1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.	Reviewed by: LV
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report		Reviewed on: 04/16/2014	
9202			
Order		Updates:	
Aff. Posting			
Status Rpt		Recommendation:	
UCCJEA			
Citation		File 6 – Blankenship	
FTB Notice			

		ROGER DAY , son, was appointed Executor with full IAEA authority with bond set at \$85,000.00 on 10/19/2013.	NEEDS/PROBLEMS/COMMENTS: 1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.
		Letters issued 01/14/2013.	
Cont. from		Inventory & Appraisal filed 03/08/2013 shows an estate valued at \$235,148.00 consisting of real property.	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified	Minute Order of 10/19/2013 set this matter for hearing.	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: LV Reviewed on: 04/16/2014 Updates: Recommendation: File 6 – Mell

Status Hearing Re: Filing of the First Account and/or Petition for Final Distribution

		<p>ROGER DAY, son, was appointed Executor with full IAEA authority without bond on 02/20/2013.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
		<p>Letters issued 02/25/2013.</p>	
Cont. from		<p>Inventory & Appraisal filed 02/26/2013 shows an estate valued at \$190,000.00 consisting of real property.</p>	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input type="checkbox"/>	Verified	<p>Minute Order of 02/20/2013 set this matter for hearing.</p>	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			<p>Reviewed by: LV</p>
			<p>Reviewed on: 04/16/2014</p>
			<p>Updates:</p>
			<p>Recommendation:</p>
			<p>File 7 – Day</p>

		<p>TERRI DENISE GILL, daughter, was appointed Executor with full IAEA authority without bond on 02/13/2013.</p> <p>Letters issued 02/19/2013.</p> <p>Inventory & Appraisal Partial #1 filed 07/12/2013 - \$77,240.00</p> <p>Inventory & Appraisal Partial #2 filed 07/12/2013 - \$40,024.41</p> <p>Inventory & Appraisal Final filed 07/12/2013 - \$19,813.34</p> <p>Minute Order of 02/13/2013 set this matter for hearing.</p> <p>Status Report filed 03/10/2014 Petitioner and Robert Hanggi, through their respective attorneys, have been in negotiations to settle the estate. As of the date of this Status Report no agreement has been made. The last offer to settle was made by Petitioner's attorneys on 12/12/2013. Mr. Pape has advised that Robert Hanggi recently had surgery and was unavailable to review the settlement proposal. Petitioner intends to file a Petition under Probate Code §850, and have the court determine the separate property and the community property interest that the Decedent owned at the time of death. Once these issues are resolved petitioner will prepare and file a Petition for Final Distribution of the Estate.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: A Petition Under Probate Code §850 was filed on 02/21/2014 and heard on 04/03/2014. The matter was continued to 06/02/2014.</p> <p>1. Need First Account or Petition for Final Distribution.</p>
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCC/JEA			
Citation			
FTB Notice			
		<p>Reviewed by: LV</p> <p>Reviewed on: 04/15/2014</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8 – Hanggi</p>	

DOD: 04/09/12		CORY W. BROCK , child, was appointed Executor with full IAEA and without bond on 02/13/13. Letters Testamentary were issued on 02/19/14. Minute Order from hearing on 02/13/13 set this matter for hearing on 04/18/14. Inventory & Appraisal, Final filed 08/29/13 – \$376,275.94	NEEDS/PROBLEMS/COMMENTS: 1. Need Account/Report of Executor and Petition for Final Distribution.
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: JF	
		Reviewed on: 04/15/14	
		Updates:	
		Recommendation:	
		File 9 – Brock	

DOD: 11/30/12		RICHARD W. KOONTZ , son, was appointed Executor with full IAEA and without bond on 02/14/13. Letters Testamentary were issued on 02/21/13. Inventory & Appraisal, final filed 05/03/13 - \$596,843.83	NEEDS/PROBLEMS/COMMENTS: 1. Need First/Final Account/Report of Executor and Petition for Distribution.
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: JF	
		Reviewed on: 04/15/14	
		Updates:	
		Recommendation:	
		File 10A – Koontz	

Report of Status of Administration

DOD: 11/30/12		RICHARD W. KOONTZ , son, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner was appointed Executor with full IAEA and without bond on 02/14/13. Letters Testamentary were issued on 02/21/13.	
Cont. from		Petitioner states:	
<input type="checkbox"/>	Aff.Sub.Wit.	1. Notice to Creditors was made and no creditor's claims have been filed.	
<input checked="" type="checkbox"/>	Verified	2. The Final Inventory & Appraisal was filed on 05/03/13.	
<input type="checkbox"/>	Inventory	3. Estate tax returns have been filed for 2012 and will be filed for 2013. Any amount due for the 2013 return will be promptly paid.	
<input type="checkbox"/>	PTC	4. The estate is about ready to be closed. There is a matter involving the Franklin-Templeton assets and Petitioner has been in correspondence with that company.	
<input type="checkbox"/>	Not.Cred.	5. There has been a discussion regarding a waiver of accounting, however, one of the heirs does not agree to waive an accounting, therefore a formal accounting will need to be prepared.	
<input checked="" type="checkbox"/>	Notice of Hrg	6. Jill Spaulding has been contacted to prepare the accounting, but she is unavailable currently due to health issues and stated that she would not be able to prepare the accounting before the 04/18/14 status hearing.	
<input checked="" type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Petitioner requests:	Reviewed by: JF Reviewed on: 04/15/14 Updates: Recommendation: File 10B – Koontz

DOD: 12/19/12		<p>MANUEL ROJAS, brother, was appointed as Administrator of the Estate with Full IAEA and without bond on 02/14/13. Letters of Administration were issued on 02/20/13.</p> <p>Order on Ex Parte Petition to Amend Petition for Probate filed 07/23/13 ordered that Manuel Rojas file a bond in the amount of \$315,000.00. Bond was later increased to \$400,000.00 by Ex Parte Order to Increase Bond filed 08/16/13.</p> <p>Bond was filed 08/26/13 and new Letters of Administration were issued to Manuel Rojas on 08/28/13.</p> <p>Administrator Manuel Rojas died on 12/08/13. Pat Hernandez, sister, was appointed as successor Administrator with bond in the amount of \$400,000.00 on 03/19/14. Bond was filed 03/25/14 and Letters of Administration were issued to Pat Hernandez on 03/25/14.</p> <p>Minute Order from hearing appointing Manuel Rojas as Administrator on 02/14/13 set this matter for status regarding filing of the First Account/Petition for Distribution.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need First Account and/or Petition for Final Distribution <u>or</u> current written status report.</p>
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: JF</p> <p>Reviewed on: 04/15/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11A – Sanchez</p>	

Age:		NEEDS/PROBLEMS/COMMENTS:
DOD:		
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 04/15/14
		Updates:
		Recommendation:
		File 11B – Sanchez

11B

Status Hearing Re: Filing of the Inventory and Appraisal

DOD: 4-12-13	JEOFFERY SPEER was appointed Administrator with Full IAEA without bond on 11-18-13.	NEEDS/PROBLEMS/COMMENTS:
	Letters issued on 11-20-13.	
Aff.Sub.Wit.	At the hearing on 11-20-13, the Court set this status hearing for the filing of the Inventory and Appraisal.	<u>Note:</u> The petition for probate estimated the estate value at \$341,893.00, including real and personal property.
Verified		1. Need I&A per Probate Code §8800 or verified written status report pursuant to local rules.
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 4-15-14
		Updates:
		Recommendation:
		File 13 – Speer

DOD: 7-13-05	EUGENE E. GLENDENNING was appointed Executor with Full IAEA without bond on 11-13-13 and Letters issued on 11-14-13. At the hearing on 11-13-13, the Court set this status hearing for the filing of the Inventory and Appraisal.	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> The petition for probate estimated the estate value at \$347,100, including real and personal property and income. 2. Need I&A per Probate Code §8800 or verified written status report pursuant to local rules.
<input type="checkbox"/> Aff.Sub.Wit.	<input type="checkbox"/>	
<input type="checkbox"/> Verified	<input type="checkbox"/>	
<input type="checkbox"/> Inventory	<input type="checkbox"/>	
<input type="checkbox"/> PTC	<input type="checkbox"/>	
<input type="checkbox"/> Not.Cred.	<input type="checkbox"/>	
<input type="checkbox"/> Notice of Hrg	<input type="checkbox"/>	
<input type="checkbox"/> Aff.Mail	<input type="checkbox"/>	
<input type="checkbox"/> Aff.Pub.	<input type="checkbox"/>	
<input type="checkbox"/> Sp.Ntc.	<input type="checkbox"/>	
<input type="checkbox"/> Pers.Serv.	<input type="checkbox"/>	
<input type="checkbox"/> Conf. Screen	<input type="checkbox"/>	
<input type="checkbox"/> Letters	<input type="checkbox"/>	
<input type="checkbox"/> Duties/Supp	<input type="checkbox"/>	
<input type="checkbox"/> Objections	<input type="checkbox"/>	
<input type="checkbox"/> Video Receipt	<input type="checkbox"/>	
<input type="checkbox"/> CI Report	<input type="checkbox"/>	
<input type="checkbox"/> 9202	<input type="checkbox"/>	
<input type="checkbox"/> Order	<input type="checkbox"/>	
<input type="checkbox"/> Aff. Posting	<input type="checkbox"/>	
<input type="checkbox"/> Status Rpt	<input type="checkbox"/>	
<input type="checkbox"/> UCCJEA	<input type="checkbox"/>	
<input type="checkbox"/> Citation	<input type="checkbox"/>	
<input type="checkbox"/> FTB Notice	<input type="checkbox"/>	
		Reviewed by: skc
		Reviewed on: 4-15-14
		Updates:
		Recommendation:
		File 14 – Glendenning

Age: 17 years		BEVERLY GILLESPIE , mother, was appointed Guardian of the Estate on 12/16/13. The Order appointing Guardian of Minor stated that funds belonging to the minor are to be deposited into a blocked account.	NEEDS/PROBLEMS/COMMENTS:
			<u>CONTINUED FROM 01/17/14</u> Minute Order from 01/17/14 states: The Court is advised that there is an on-going litigation and it is uncertain when the funds will be obtained.
Cont. from 011714		Letters of Guardianship were issued on 12/16/13.	1. Need Receipt for the Deposit of Money into Blocked Account.
Aff.Sub.Wit.			
Verified		Order to Deposit Money into Blocked Account was filed 12/16/13.	
Inventory			
PTC		Status Hearing Report Regarding Receipt of Funds into Blocked Account filed 01/08/14 states: The guardianship of the estate was established because the minor is anticipated to receive an inheritance from her deceased father, Francisco De La Mora. To date, no assets have been received from Mr. De La Mora's estate, which is currently being probated in this Court.	
Not.Cred.			
Notice of Hrg			
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Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
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Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: JF	
		Reviewed on: 04/15/14	
		Updates:	
		Recommendation:	
		File 15 – Gillespie	

Age: 17		BEVERLY GILLESPIE , mother, was appointed Guardian of the Estate on 12/16/13. The Order appointing Guardian of Minor stated that funds belonging to the minor are to be deposited into a blocked account.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 011714			
	Aff.Sub.Wit.		
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	Inventory		
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	Notice of Hrg		
	Aff.Mail		
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	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Letters of Guardianship were issued on 12/16/13.

Order to Deposit Money into Blocked Account was filed 12/16/13.

Status Hearing Report Regarding Receipt of Funds into Blocked Account filed 01/08/14 states: The guardianship of the estate was established because the minor is anticipated to receive an inheritance from her deceased father, Francisco De La Mora. To date, no assets have been received from Mr. De La Mora's estate, which is currently being probated in this Court.

CONTINUED FROM 01/17/14
Minute Order from 01/17/14 states:
The Court is advised that there is an on-going litigation and it is uncertain when the funds will be obtained.

1. Need Receipt for the Deposit of Money into Blocked Account.

Reviewed by: JF
Reviewed on: 04/15/14
Updates:
Recommendation:
File 16 – Gillespie

[illegible]

DOD: 11-15-02		CHRISTOPHER O'NEAL , Son, was originally appointed as Administrator with Full IAEA with bond of \$50,000.00.	NEEDS/PROBLEMS/COMMENTS:
		Bond was filed on 12-8-03 and Letters issued on 1-27-04. Mr. O'Neal was represented by Attorney Gary Huss.	<p>Note: The decedent had three children who would be the heirs to this estate, including the former Administrator Christopher O'Neal, Carl O'Neal, and Robin O'Neal, the disabled daughter referred to in the 2007 status report.</p> <p>Note: A Request for Special Notice was filed by attorney Gary Huss.</p> <p>Note: It appears Mr. Huss may have received payment prior to Court authorization.</p> <p>Note: If this matter is continued, notice should be sent to interested persons, including heirs, requests for special notice, and the surety.</p>
		I&A filed 3-29-04 indicated real property valued at \$145,000.00 as of date of death 11-15-02.	
		On 10-12-06, the Court set a status hearing for failure to file a petition for final distribution.	
		A status report filed 1-16-07 indicated that issues needed to be resolved among heirs, and a guardian ad litem may need to be appointed for the decedent's disabled daughter.	
		The First Account filed 2-8-07 indicated that title to the real property had been transferred into the name of the Administrator, and that the Administrator had refinanced the property and had withdrawn \$75,000.00 in equity, which paid off the prior lien and created a new mortgage in his name alone. The cost of the transaction was \$6,552.08. Mr. O'Neal reportedly received \$43,482.14 cash at the close of the transaction, which was reportedly applied toward the purchase of a vehicle and to care for his disabled sister, for whom he was the caregiver. Additionally, funds of \$2,750.00 were also advanced to Attorney Huss to assist with the costs and expenses of this proceeding.	
		The Court admonished the Administrator not to take any other money from the estate or take any other loans against estate property on 3-22-07, but the account was not settled. On 5-8-07, Attorney Huss substituted out as attorney for Mr. O'Neal.	
		Thereafter, an OSC was issued for Mr. O'Neal regarding possible sanctions, and on 6-21-07 he was removed and the FRESNO COUNTY PUBLIC ADMINISTRATOR was appointed as Successor Administrator. On 6-21-07, the Court ordered the Public Administrator to take all steps necessary to return the property to the estate.	
		On 7-18-07 , the Court sent notice of Mr. O'Neal's removal to Western Surety Company.	
		Letters issued to the Public Administrator on 3-3-08. However, since that date, there has been no activity in this file.	
		On 2-14-14 , the Court set this status hearing for failure to file a petition for final distribution.	
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FTB Notice			
			Reviewed by: skc
			Reviewed on: 4-15-14
			Updates:
			Recommendation:
			File 18 – O'Neal

DOD: 03/11/04		<p>JENNIFER TROTTIER, daughter, was appointed as Executor with full IAEA and without bond on 08/03/04. Letters Testamentary were issued on 08/03/04.</p> <p>Inventory & Appraisal, final filed 03/05/07 - \$466,587.93</p> <p>Jennifer Trottier filed a Petition for Distribution on Waiver of Accounting on 12/03/07. However, Minute Order from 03/06/08 removed Jennifer Trottier for early distributions without court approval and appointed the Public Administrator. Letters of Administration with will Annexed were issued to the Public Administrator on 04/01/08.</p> <p>Notice of Status Hearing filed 02/14/14 set this matter for a status hearing on 04/18/14 regarding failure to file a petition for final distribution.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Petition for Final Distribution and/or current status report.</p>
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Inventory			
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Objections			
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Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: JF</p> <p>Reviewed on: 04/16/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 19 – Trottier</p>	

Probate Status Hearing Re: Failure to File a Petition for Final Distribution

DOD: 11-25-04		<p>PRESTON VAN CAMP, Grandson, in pro per, was appointed as Administrator with Full IAEA without bond on 4-12-05 and Letters issued 4-14-05. Pursuant to various Assignments of Interest, the Administrator was also to be the sole beneficiary.</p> <p>I&A filed 8-11-05 indicated a total estate value of \$175,249.00 consisting of real and personal property.</p> <p>A status report filed 4-17-09 indicated that the decedent apparently owed taxes since 1997; therefore, the Administrator needed a 6-month continuance to sell assets, pay creditors, and file the petition for final distribution. The Administrator did not appear at the continued hearing date; however, and an OSC was issued.</p> <p>On 11-28-06, Preston Van Camp was removed as Administrator and the FRESNO COUNTY PUBLIC ADMINISTRATOR was appointed as Successor Administrator. The former Administrator was ordered to file his final account and distribute to the Public Administrator. The former Administrator's account and later his amended account detailed various transactions, including granting an option to purchase the real property. The Public Administrator filed objections, and both the original account and the amended account were ultimately denied. According to the amended petition, all assets inventoried (real and personal property) remained on hand.</p> <p>On 11-5-07, the Court ordered the assets turned over to the Public Administrator and reserved the right to surcharge.</p> <p>There was no further activity in this case until 2-14-14 when the Court set this status hearing for failure to file a petition for final distribution.</p>	NEEDS/PROBLEMS/COMMENTS:
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
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Letters			
Duties/Supp			
Objections			
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Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice		Reviewed by: skc Reviewed on: 4-16-14 Updates: Recommendation: File 20 – Van Camp	

**Probate Status Hearing Re: Failure to File an Inventory and Appraisal and for
Failure to File a First Account or Petition for Final Distribution**

DOD: 5/30/07		<p>LYCESTER WILLS, III and THELMA FRENCH were appointed Co-Administrators with full IAEA authority and without bond on 5/22/2007.</p> <p>Letters issued 5/22/2007.</p> <p>I & A was due 9/22/2007.</p> <p>First account or petition for final distribution was due 5/22/2008.</p> <p>Notice of Status Hearing was mailed to attorney Bruce A. Neilson on 2/5/2014.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need inventory and appraisal and first account or petition for final distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
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Notice of Hrg			
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FTB Notice			

Reviewed by: KT
Reviewed on: 4/16/14
Updates:
Recommendation:
File 21 – Wills

Probate Status Hearing Re: Failure to File a Petition for Final Distribution

DOD: 1-18-06		<p>BETTY MARIE GLOVER, daughter, was appointed as Executor with Full IAEA with bond of \$276,000.00 on 8-28-07. Bond was filed and Letters issued on 11-1-07. The Executor was originally represented by attorney Lance Armo.</p> <p>The appointment was appealed; however, pursuant to the Opinion entered 5-22-08 by the Fifth Appellate District, the order of the probate court was affirmed and costs were awarded to the Executor. Remittur was filed 7-23-08.</p> <p>Substitution of Attorney filed On 11-26-08 indicates that attorney David Yengoyan is currently the attorney of record for the Executor.</p> <p>Nothing further was filed by the Executor in this case. No Inventory and Appraisal was ever filed pursuant to Probate Code §8800 and no petition for final distribution was ever filed pursuant to Probate Code §12200.</p> <p>On 2-14-14, the Court set this status hearing for failure to file a petition for final distribution and mailed notice to attorney Yengoyan and to the Executor Betty Glover.</p> <p>On 4-2-14, attorney Edward L. Fanucchi filed a status report states it appears communications between his office and the Executrix have broken down, and that the Executrix would be better served by obtaining new counsel to represent her and the estate.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> Although a status report was filed by Attorney Fanucchi, Attorney Yengoyan is still the attorney of record for the Executor.</p> <p><u>Note:</u> The status report filed by Attorney Fanucchi does not indicate any past or current circumstances regarding the case or the Executor, or any efforts to communicate since the Executor's appointment was affirmed, and also does not constitute a request to be relieved, which must be filed via mandatory Judicial Council form by the appropriate attorney with the filing fee of \$435.00.</p> <p><u>Note:</u> According to the decedent's will dated 2-20-03 which was admitted to probate on 8-28-07, the heirs to this estate are the decedent's three children: Administrator Betty Glover, Donald Hunt, and Barbara Hunt.</p> <p><u>Note:</u> The original petition estimated the value of the estate at \$276,000.00 which included real and personal property, and the Executor filed a bond in that amount on 11-1-07. Notice of further proceedings or removal from office may be required to be served on the surety.</p> <ol style="list-style-type: none"> 1. Need written status report regarding the status of administration and the estate assets. 2. Need Inventory and Appraisal. 3. Need First Account and Petition for Final Distribution.
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
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Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
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Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 4-16-14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 22 – Hunt</p>	

Atty Fanucchi, Edward L., of Quinlan, Kershaw & Fanucchi (for Queen E. Jefferson)

Probate Status Hearing Re: Failure to File a Petition for Final Distribution

DOD: 12/12/2006	QUEEN E. JEFFERSON , spouse, was appointed Administrator with Full IAEA authority with Bond of \$195,000.00 on 7/17/2008.	NEEDS/PROBLEMS/COMMENTS:
Cont. from	Letters issued on 9/8/2008.	
Aff.Sub.Wit.	Pursuant to Probate Code § 8800(b) , <i>Final Inventory and Appraisal</i> was filed on 8/7/2012, showing an estate value of \$245,700.00 .	
Verified	X	
Inventory		
PTC		
Not.Cred.	Pursuant to Probate Code § 12200 , first account and/or petition for final distribution was due 9/8/2009 .	
Notice of Hrg	Notice of Status Hearing filed 2/14/2014 set this status hearing on 4/18/2014 for failure to file the inventory and appraisal and first account and/or petition for final distribution.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.	Clerk's Certificate of Mailing filed 2/14/2014 shows the notice was mailed to Attorney Fanucchi and Queen E. Jefferson on 2/14/2014.	
Conf. Screen		
Letters		
Duties/Supp	Status Report [unverified] filed 4/14/2014 states:	
Objections	<ul style="list-style-type: none"> The Administratrix of the estate died on 12/1/2013, and a <i>Notice of Death of Administratrix</i> was filed on 2/26/2014, when counsel was advised of her death; A <i>Petition for Final Distribution</i> had been prepared in September 2012, but the Administratrix had not executed the <i>Petition</i> as of the time of her death; WANDA FOSTER, daughter of the Administratrix and step-daughter of the Decedent, has expressed her desire to petition as Administratrix of the estate to bring it to a close; It is anticipated that the <i>Petition</i> will be ready for filing in the next 6 weeks; An extension of 60 days is requested for preparation of the probate documents, execution and filing. 	
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
✓ Status Rpt		
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Citation		
FTB Notice		
		Reviewed by: LEG
		Reviewed on: 4/16/14
		Updates:
		Recommendation:
		File 23 – Jefferson